

**A SUBSTITUTE ORDINANCE AS AMENDED
BY COMMUNITY DEVELOPMENT/HUMAN
RESOURCES COMMITTEE**

02-O-0389

AMENDING SECTION 110.70.1. OF THE CODE OF ORDINANCES OF THE CITY OF ATLANTA, GEORGIA, DOGS PERMITTED IN CERTAIN AREAS OF GRANT PARK, SO AS TO ESTABLISH A NEW CODE SECTION 110.70.2. ENTITLED, DOGS PERMITTED IN CERTAIN AREAS OF PEIDMONT PARK; TO FURTHER ESTABLISH AN OFF-LEASE PET AREA FOR DOGS WITHIN A SPECIFIED LOCATION OF PIEDMONT PARK AT THE DISCRETION OF THE ACTING COMMISSIONER OF THE DEPARTMENT OF PARKS, RECREATION AND CULTURAL AFFAIRS; TO ACCEPT CERTAIN IMPROVEMENTS TOTALING \$106,100.00 TO THE DESIGNATED OFF-LEASE PET AREA FROM THE PIEDMONT PARK CONSERVANCY, INC., ON BEHALF OF THE DEPARTMENT OF PARKS, RECREATION AND CULTURAL AFFAIRS; AND FOR OTHER PURPOSES.

Whereas, the Department of Parks, Recreation and Cultural Affairs has an ongoing joint use arrangement of certain facilities in Piedmont Park with the Piedmont Park Conservancy, Inc.; and

Whereas, the Piedmont Park Conservancy, Inc. in recent years has made substantial financial improvements to Piedmont Park and has improved the beautification of the entire Piedmont Park and work in collaboration with the Department of Parks, Recreation and Cultural Affairs to effectuate these efforts on behalf of the citizens of the City Atlanta and elsewhere that utilize Piedmont Park; and

Whereas, the Piedmont Park Conservancy Inc., desires to have an off-leash area for dogs within Piedmont Park and have agreed to handle all costs associated with the development of this Off-leash Pet Area, which includes construction of two and one half (2-1/2) acres of unimproved parkland, maintenance and supervision of this area, at no cost to the City; and

Whereas, the Code of Ordinances of the City of Atlanta, Georgia prohibits walking dogs in any City Park without a leash; and

Whereas, the Acting Commissioner of the Department of Parks, Recreation and Cultural Affairs agrees with the concept of having a designated Off-leash Pet Area, and has confirmed with other Municipalities throughout the Country that this is an effective measure and will not cost the City any extra expenditures to accomplish this endeavor; and

Whereas, Neighborhood Planning Units E and F have unanimously approved this concept of Off-leash Pet Area; and

Whereas, this recommended change effecting the existing Codified Leash Law requires the Code of Ordinances to be amended.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:

Section 1: That Section 110. 70. 1. (Dogs permitted in certain areas of Grant Park) of the Code of Ordinances of the City of Atlanta, Georgia be and is hereby amended by establishing a new Section 110.70.2. Dogs permitted in certain areas of Piedmont Park for the purpose of establishing, **as a pilot project for twelve (12) months**, an Off-leash Pet Area for dogs in Piedmont Park on behalf of the Department of Parks, Recreation and Cultural Affairs.

Section 2: That the Acting Commissioner of the Department of Parks, Recreation and Cultural Affairs shall at his discretion allow for an Off-leash Pet Area for dogs, **as a pilot project for twelve (12) months**, to be developed by the Piedmont Park Conservancy, Inc., on two and one half (2-1/2) acres of unimproved parkland within Piedmont Park, which shall be identified by appropriate signage and fencing at no cost to the City.

Section 3: That the City of Atlanta, Department of Parks, Recreation and Cultural Affairs shall accept the contribution of certain improvements totaling \$106,100.00 for landscaping, fencing, irrigation, benches, Signage, doggie bags/dispensers, water line and water fountain and will accept support maintenance for **all associated costs**, and supervision of the Off-leash Pet Area for dogs on two and one half (2 1/2) acres of unimproved parkland in Piedmont Park, from the Piedmont Park Conservancy, Inc. so as to assist the Department of Parks, Recreation and Cultural Affairs with the increasing number of citizens using the park who bring their dogs to Piedmont Park; to enable the dogs to run free within a designated area with adequate signage and fencing.

Section 4: ***All users of the leash-free area assume any risk and liability associated with such an area and notice to such effect shall be incorporated into the signage which will be posted on the property.***

Section 5: ***The report entitled "Preliminary Recommendations Regarding Dogs in Piedmont Park" dated May 13, 1999 prepared by the Canine Sub-Committee of the Community Committee of the Piedmont Park Conservancy, shall be attached to the ordinance for information purposes.***

Section 6: **That all Ordinances and parts of Ordinances in conflict herewith are hereby repealed to the extent of the conflict.**